S.B. Criminal Misc. Bail Application No.2698/2006
Date : 04.07.2006

HON'BLE MR.SATYA PRAKASH PATHAK, J.

Mr. Vijay Purohit for the applicant.
Mr. V. R. Mehta, Public Prosecutor.

I have heard learned counsel for the applicant as well as the learned Public Prosecutor for the State and carefully gone through the impugned order.

The contention of learned counsel for the applicant is that no investigation is required to be made from the accused-applicant and the offence is triable by the Magistrate and maximum punishment awarded is 5 years. He further submits that the applicant is in jail since last month, therefore, during the trial, he may be enlarged on bail.

On the other hand, learned Public Prosecutor has opposed the bail application.

Taking into consideration the overall facts and circumstances of the present case, I think it just and proper to enlarge the accused applicant on bail.

Accordingly, the bail application filed under Sec. 439 Cr.P.C. is allowed and it is directed that the applicant Hardik Joshi shall be released on bail in FIR No.51/2006 P.S. Sadar, District Dungarpur provided he executes a personal bond in the sum of

Rs.30,000/- with two sound and solvent sureties in the sum of Rs.15,000/- each to the satisfaction of learned trial court for his appearance before that court on each and every date of hearing and whenever called upon to do so till the completion of the trial and satisfy following condition :

that he shall furnish an undertaking that no such offence shall be repeated by him subsequently.

(SATYA PRAKASH PATHAK), J.